

The Hon'ble Sri Justice P.S.Narayana

Writ Petition No.25489 of 2006

Date: 6th December, 2006

Between:-

Doddi Venkateswara Rao and another ..
Petitioners

And

The VGTMUDA, Vijayawada,
rep. by its Vice Chairman,
Lenin Center, Vijayawada,
Krishna District and another ..
Respondents

The Hon'ble Sri Justice P.S.Narayana

Writ Petition No.25489 of 2006

ORDER:-

The matter is coming up for *admission*.

2. Smt. Aruna, the learned standing Counsel takes notice on behalf of R.1 and R.2.

3. The Writ Petition is filed for a Writ of Mandamus declaring the action of the respondents in interfering with the possession and enjoyment of the petitioners in house property in Door No.4-407, Plot No.7, in Ward No.4, admeasuring 268 square yards situated at Navuluru village, Mangalagiri Mandal, Guntur District without following due procedure and without giving any notice as illegal, arbitrary and violative of principles of natural justice and consequently direct the respondents not to interfere with the petitioners property in whatsoever manner and to pass such other suitable orders.

4. It is stated that the petitioners are the absolute owners and possessors of the house property admeasuring 268 square yards in door No.4-407, Plot No.7, in Ward No.4 situated at Navuluru village, Mangalagiri Mandal, Guntur District, having purchased the same through registered sale deeds in the year 1994. It is

also stated that the petitioners are paying property tax to the Gram Panchayat, Navuluru village. It is further stated that the respondents without following any procedure and without giving any notice are making serious attempts to interfere with the possession of the petitioners.

5. In view of the facts and circumstances, this Court is of the considered opinion that the Writ Petition be disposed of directing the respondents not to interfere with the possession of the petitioners unless and until due process of law is followed.

6. The Writ Petition is disposed of accordingly. No order as to costs.

Justice P.S.Narayana

6th December, 2006

Note: Issue operative portion of the order
by wire at party's costs.

(B/o.smr)